

Image



PATENT  
Customer No. 22,852  
Attorney Docket No. 7579.0006-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Graham Edmund KELLY ) Group Art Unit: 1617  
)  
Serial No.: 09/986,509 ) Examiner: Edward J. WEBMAN  
)  
Filed: November 9, 2001 )  
)  
For: TREATMENT OR PREVENTION OF )  
MENOPAUSAL SYMPTOMS )  
)  
)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Please charge the fee of \$180.00 as specified by Section 1.17(p) to Deposit Account No. 06-0916.

These documents are U.S. Patents and U.S. applications that are possibly related to the pending application by subject matter.

To facilitate the Examiner's review of these documents and avoid the wasteful reproduction of specifications, Applicant submits only the claims issued or pending in cases based on the same specification (namely, documents related to U.S. Patent No. 6,649,648 B1, i.e. U.S. Patent Applications Nos. 10/176,762; 10/177,387; 10/636,902; and documents related to U.S. Patent No. 6,146,668, i.e. U.S. Patent Application No. 09/546,565). For documents that are not based on the

FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP

1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com

same specification, Applicant provides the specification. For U.S. Patent Application Nos. 09/889,701 and 10/181,549 Applicant provides both specifications as filed and sets of pending claims. Should the Examiner wish to see copies of any documents not provided here, please advise the undersigned at the number below.

U.S. Patent or Application Number	Attorney Docket Number	Title	Examiner
6,146,668	07579.0003-00000	Preparation of Isoflavones from Legumes	
09/546,565	07579.0003-01000	Isoflavone Compositions Produced by Improved Methods	Deborah K. Ware
10/176,762	07579.0007-01000	Therapeutic Methods and Compositions Involving Isoflavones	Jennifer M. Kim
10/177,387	07579.0007-02000	Therapeutic Methods and Compositions Involving Isoflavones	Jennifer M. Kim
10/636,902	07579.0007-03000	Therapeutic Methods and Compositions Involving Isoflavones	Jennifer M. Kim
6,004,558	07579.0008-00000	Methods for Treating Cancer with Legume Plant Extracts	
6,455,032 B1	07579.0012-00000	Composition and Method for Protecting Skin from UV Induced Immunosuppression and Skin Damage	
10/212,847	07579.0012-01000	Composition and Method for Protecting Skin from UV Induced Immunosuppression and Skin Damage	Shelley Dodson
09/889,701	07579.0014-00000	Production of Isoflavone Derivatives	Golam M. Shameem
10/704,385	07579.0016-01000	Compositions and Therapeutic Methods Involving Isoflavones and Analogs Thereof	Not Yet Assigned

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FARABOW  
GARRETT &  
DUNNER LLP

1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com

U.S. Patent or Application Number	Attorney Docket Number	Title	Examiner
10/181,549	07579.0017-00000	Food Product and Process	Not Yet Assigned
10/469,957	07579.0019-00000	Dimeric Isoflavones	Not Yet Assigned
10/471,668	07579.0020-00000	Treatment of Restenosis	Not Yet Assigned

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form. Should the Examiner conclude that any of these claims form the basis of a rejection, the Examiner is invited to contact the undersigned.

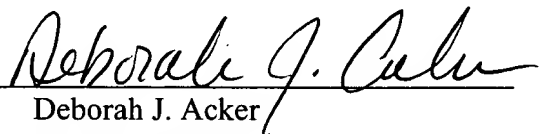
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

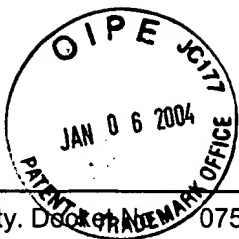
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GARRETT & DUNNER, L.L.P.

By:   
Deborah J. Acker  
Reg. No. 48,916

Dated: January 2, 2003

FINNEGAN  
HENDERSON  
FARABOW  
GARRETT &  
DUNNER LLP

1300 I Street, NW  
Washington, DC 20005  
202.408.4000  
Fax 202.408.4400  
www.finnegan.com



## INFORMATION DISCLOSURE CITATION

OMB No. 0651-0011

Atty. Doct. No.	07579.0006-01000	Appln. No.	09/986,509
Applicant	Graham Edmund KELLY		
Filing Date	November 9, 2001	Group:	1617

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
		6,004,558	Dec. 21, 1999	THURN et al.			Feb. 25, 1998
		6,146,668	Nov. 14, 2000	KELLY et al.			Apr. 27, 1997
		6,455,032 B1	Sep. 24, 2002	KELLY et al.			Jun. 23, 2000
		09/546,565 (pending claims)		KELLY et al.			Apr. 11, 2000
		09/889,701 (WO 00/49009; pending claims)		HEATON et al.			Nov. 5, 2001
		10/176,762 (WO 98/08503; pending claims)		KELLY et al.			Jun. 21, 2002
		10/177,387 (pending claims)		KELLY et al.			Jun. 21, 2002
		10/181,549 (WO 01/53285; pending claims)		HUSBAND et al.			Nov. 7, 2002
		10/212,847 (WO 99/36050)		KELLY et al.			Aug. 5, 2002
		10/469,957 (WO 02/070502)		HUSBAND et al.			Sep. 8, 2003
		10/471,668 (WO 02/074307)		HUSBAND et al.			Sep. 15, 2003
		10/636,902 (pending claims)		KELLY et al.			Aug. 6, 2003
		10/704,385 (WO 01/17986)		HEATON et al.			Nov. 7, 2003

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce